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Dated: July 15, 2004

Signature:

(Grace Yu)

Docket No.: 377882001100
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Gary VAN NEST

Application No.: 09/802,518

Filed: March 9, 2001

Art Unit: 1636

For: METHODS OF AMELIORATING
SYMPTOMS OF HERPES INFECTION USING
IMMUNOMODULATORY
POLYNUCLEOTIDE SEQUENCES

Examiner: D. Sullivan

AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.111

MS Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the non-final Office Action dated January 16, 2004 in connection with the above-identified application. Filed herewith is a Petition and fee for a 3 month extension of time, thereby extending the deadline for response to July 16, 2004. Accordingly, this response is timely filed.

Applicant has given careful consideration to the grounds for rejection and objection. The following amendments and remarks are believed to place this application in condition for allowance, which is respectfully requested.